



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)

*The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.*

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 3/21/08 at 8 pm*

### Monday, March 17, 2008

8:30 - 9:15 **Meeting** with County Executive - Operating Budget Transmittal (*EOB Conference Room*)

(1) 12:30 **DISCUSSION** - State Legislative Program (*6th floor Council Conference Room*) (John)

### Tuesday, March 18, 2008

9:30 **INVOCATION** - Rabbi Mark Raphael, Kehilat Shalom, Gaithersburg

9:40 **GENERAL BUSINESS** (Lauer)

- (2) A. **Announcement** - Agenda and Calendar Changes  
B. **Acknowledgement** - Receipt of Petitions  
C. **Action** - Approval of Minutes: March 4, 2008

(3) 9:45 **CONSENT CALENDAR**

- A. **Action** - Resolution of consent to and support for designation of an Enterprise Zone:  
City of Gaithersburg Olde Towne Central Business District (Ferber)  
*PHED Committee recommendation will be available 3/13/08.*
- B. **Action** - Recommendation for nomination to the Board of Investment Trustees:  
Jeffrey Sharpe (Ferber)
- C. **Action** - Confirmation of County Executive appointment to the Bethesda Urban Partnership, Inc. Board of Directors: Kenneth B.J. Hartman (Ferber)
- D. **Action** - Confirmation of County Executive appointment to the Friendship Heights Transportation Management District Advisory Committee: Kenneth B.J. Hartman (Ferber)

(3) 9:45 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Confirmation of County Executive appointment to the Pedestrian Safety Advisory Committee: Kenneth B.J. Hartman (Ferber)
- F. **Action** - Confirmation of County Executive appointments to the Forest Conservation Advisory Committee: Joshua O. Maisel, Andrew T. Der, Jeffrey H. Schwartz, Norman E. Mease, Ginny Barnes, Victor J. Bonilla, Linda G. Silversmith, Pamela Browning, James B. Hubbard, Kevin F. Mack, John G. Jessen, Daniel E. Lyons, Clark M. Wagner, Daniel P. Landry, Caren W. Madsen, David C. Plummer, Laura Miller, Brett Linkletter, Mark Pfefferle, Edward G. Dress, Jr. (Ferber)
- G. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Lori M. Golino, Stephen D. Kornblatt, Susan K. Heltemes, Dawn M. Weglein, Carmen Ortiz Larsen, Susan Leggett-Johnson, Sharan London, Anthony J. (Tony) Cancelosi, Pradeep Ganguly, Eugene Spencer (Ferber)

9:50 **LEGISLATIVE SESSION Day # 9**

- A. Approval of Legislative Journal: March 4, 2008 (Lauer)
- B. Introduction of Bills
- C. Call of Bills for Final Reading
- (4) • **Expedited Bill 1-08**, Personnel - Disability Retirement - Group F and G (Drummer)  
*MFP Committee recommends approval.*

9:55 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Zoning Text Amendment 08-04, Accessory Structures - Solar Panels, sponsored by Councilmember Berliner (Zyontz)  
*Action - Resolution to establish public hearing for 4/22/08 at 1:30 pm.*
- (6) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No:** G-866  
**Applicant:** National Labor College (Todd D. Brown, Attorney)  
**Property:** 1.0269 acres located at 10000 New Hampshire Avenue, Silver Spring  
**Action:** Rezone from R-90 to O-M  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve
- (7) 10:00 **STATUS REPORT** - FY09-14 Capital Improvements Program (Orlin)

**10:10 WORKSESSION - FY09-14 Capital Improvements Program:**

- |      |  |    |            |
|------|--|----|------------|
| (8)  | • Judicial Center Annex  | PS | (McMillan) |
| (9)  | • Police, including Animal Shelter   |    | (McMillan) |
| (10) | • Correction and Rehabilitation  |    | (McMillan) |
| (11) | • Fire and Rescue  |    | (Davidson) |
| (12) | • County Property Use Study (PSTA, First District Station, Travilah Fire Station, Broome School, Liquor Warehouse) |    | (McMillan) |

- (13) 11:30 **ACTION** - Special appropriation to the MNCPPC's FY08 Capital Budget and amendments to the FY07-12 Capital Improvements Program - \$4,915,000 for SilverPlace/MRO Headquarters Mixed-Use Project (Source: Park and Planning Current Revenue) (Michaelson)

*PHED Committee recommends approval with amendments.*

**12:15 RECESS**

- (14) 1:30 **ACTION** - Special appropriation to the MCPS' FY08 Capital Budget and amendment to the FY07-12 Capital Improvements Program (CIP), Current Replacements/Modernizations - \$300,000 for Richard Montgomery High School artificial turf pilot project (Source - Contributions) (Levchenko)

*ED Committee recommendation will be available 3/13/08.*

- (15) 1:35 **ACTION** - Resolutions to amend the MCPS FY07-12 Capital Improvements Program (CIP) and transfer \$9,300,000 unexpended project balance within the FY08 Capital Budget to Unliquidated Surplus from: Fallsmead ES Addition; Luxmanor ES Addition; Pyle MS Addition; Stedwick ES Addition; Travilah ES Addition; Wayside ES Addition; and Westland MS Addition (Levchenko)

*ED Committee recommendation will be available 3/13/08.*

- (16) 1:40 **ACTION** - Resolution to amend the MCPS FY07-12 Capital Improvements Program (CIP) and transfer \$10,363,000 from Unliquidated Surplus to: Clarksburg ES #8; Current Replacements/Modernizations; Bells Mill ES; Cashell ES; Walter Johnson HS; and Richard Montgomery HS (Levchenko)

*ED Committee recommendation will be available 3/13/08.*

**1:45 WORKSESSION - FY09-14 Capital Improvements Program:**

- |      |                                    |    |                     |
|------|------------------------------------|----|---------------------|
| (17) | • Montgomery County Public Schools | ED | (Levchenko/McGuire) |
|------|------------------------------------|----|---------------------|

**5:00 ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 1, 2008:**

**Commission on Juvenile Justice:** Cassandra Y. Henry, William O. Jawando, Khalid R. Randolph, Jacob S. Frenkel, Sarah Sherhols, Michael L. Subin

**County-wide Recreation Advisory Board:** Peter G. Freeman

**Mid-County Citizens Advisory Board:** Gamunu Wijetunge, Lisa A. Hoston

**Solid Waste Advisory Committee:** Ed Violette

**Upcounty Recreation Advisory Board:** Dipali Shah, Daniel B. Johnston, Valerie Oliver

### **FUTURE COUNCIL MEETINGS**

**County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.**

**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>Mar 24 - 28, 2008</b>		RECESS
<b>Mar 31, 2008</b>	12:30 pm	State Legislative Program
<b>Apr 1, 2008</b>	8:30 am	Breakfast with County Executive
<b>Apr 1, 2008</b>	9:30 am	Regular Session
<b>Apr 7, 2008</b>	12:30 pm	State Legislative Program
<b>Apr 8, 2008</b>	9:30 am	Regular Session
<b>Apr 15, 2008</b>	9:30 am	Regular Session
<b>Apr 22, 2008</b>	9:30 am	Regular Session
<b>Apr 29, 2008</b>	9:30 am	Regular Session

### **FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

#### **Apr 1, 2008**

1:30 pm	ZTA 08-02, Landscape Contractors - Commercial Transition (CT) Zone
1:30 pm	Resolution to approve Mutual Aid Agreements with National Naval Medical Center, Walter Reed Army Medical Center and NIST
1:30 pm	Supplemental appropriation to the County Government's FY08 Operating Budget, FFY2007 Homeland Security Grant Program - \$614,769 for the Department of Police and Sheriff's Office
1:30 pm	Supplemental appropriation to the County Government's FY08 Operating Budget, FFY2007 Homeland Security Grant Program - \$812,606 for the Department of Homeland Security, Department of Police, and MCFRS

#### **April 7, 2008**

7:00 pm	FY09 Operating Budget
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#### **April 8, 2008**

1:30 pm	ZTA 08-03, Reorganization - Executive Branch
1:30 pm	SRA 08-01, Reorganization - Executive Branch
1:30 pm	<b>Expedited Bill 4-08</b> , Reorganization - Executive Branch
7:00 pm	FY09 Operating Budget

#### **April 9, 2008**

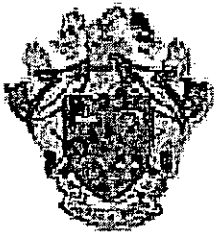
1:30 pm	FY09 Operating Budget
7:00 pm	FY09 Operating Budget

#### **April 10, 2008**

7:00 pm	FY09 Operating Budget
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**If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: [County.Council@montgomerycountymd.gov](mailto:County.Council@montgomerycountymd.gov). This document is available in alternative formats upon request.**



**Montgomery County Council**  
Legislative Information Services

***Packet Index***

***Tuesday, March 18, 2008***

Item Number	Note	Staff
Agenda Item #1	The State Legislative Program for Monday, March 17 has been cancelled.	John
Agenda Item # 8	This item will be available Monday, March 17.	McMillan
Agenda Item # 9	This item will be available Monday, March 17.	McMillan
Agenda Item # 10	This item will be available Monday, March 17.	McMillan
Agenda Item # 11	This item will be available Monday, March 17.	Davidson
Agenda Item # 12	This item will be available Monday, March 17.	McMillan
Agenda Item # 13	This item will be available Monday, March 17.	Michaelson